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HEW/RHU  
September 7, 2004

PATENT APPLICATION  
Attorney's Docket No. 1855.1005-010  
Expedited Procedure under 37 C.F.R. § 1.116  
Examining Group 1646

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: Craig J. Gerard, Norma P. Gerard, Charles R. MacKay,  
Paul D. Ponath, Theodore W. Post and Shixin Qin SEP 07 2004

Application No.: 08/963,656 Group: 1646

Filed: November 3, 1997 Examiner: Joseph F. Murphy, Ph.D.

Confirmation No.: 1351

For: ANTIBODIES TO C-C CHEMOKINE RECEPTOR 3 (As Amended)

CERTIFICATE OF MAILING OR TRANSMISSION	
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<u>9-7-04</u> <u>Jane Morgan</u>	
_____ <u>JANE MORGAN</u>	
Typed or printed name of person signing certificate	

AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Amendment After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on June 14, 2004 in the above-identified application. This Amendment is believed to place the application in condition for allowance. Entry of this Amendment, reconsideration and further examination is requested.

Please amend the application as follows:

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
530 Virginia Road, P.O. Box 9133  
Concord, MA 01742-9133

Telephone: (978) 341-0036

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**CENTRAL LOCATION**  
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**Examiner:** Joseph F. Murphy, Ph.D.      **Group:** 1646  
**Date:** September 7, 2004  
**Client Code:** 1855.1005-010  
**Facsimile No.:** 703-872-9306  
**From:** Robert H. Underwood  
**Subject: Paper:** AMENDMENT AFTER FINAL REJECTION UNDER 37 C.F.R. §  
1.116 AND FEE TRANSMITTAL  
**Docket No.:** 1855.1005-010  
**Applicants:** Craig J. Gerard, et al.  
**Serial No.:** 08/963,656  
**Filing Date:** November 3, 1997

Number of pages including this cover sheet: 28

Please confirm receipt of facsimile: Yes XX No       

**Comments:**

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Sep-07-04 11:02am From-HBS&R

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September 7, 2004

1978-341-0136

T-291 P.02 F-915

DOCKET NO. 1855 1005-010

Expedited Procedure under 37 C.F.R. 1.116  
Examining Group 1646

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SEP 07 2004

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9-7-04 Jane Morgan

Date Signature

JANE MORGAN

Typed or printed name of person signing certificate

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment After Final Rejection Under 37 C.F.R. § 1.116 for filing in the above-identified application.

[ ] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.

[ ] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL 1)	(COL 2)	(COL 3)
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL 149	MINUS + 157	0
INDEP 23		
MINUS ++ 23		
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM		

- \* not fewer than 20
- \*\* not fewer than 3

SMALL ENTITY	
RATE	ADDT. FEE
X \$ 9	\$
X \$43	\$

OR

OTHER THAN SMALL ENTITY	
RATE	ADDT. FEE
X \$18	\$
X \$86	\$

TOTAL - \$ 0

TOTAL = \$ 0

08/963,656

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

[ ] Petition for [ ] month Extension of Time \$ \_\_\_\_\_  
[ ] Amendment Fee \$ \_\_\_\_\_  
[ ] Other Fees: \$ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ \$ \_\_\_\_\_  
\_\_\_\_\_  
**TOTAL:** \$ 0

A check is enclosed in payment of the following fees:

[ ] Petition for [ ] month Extension of Time \$ \_\_\_\_\_  
[ ] Amendment Fee \$ \_\_\_\_\_  
[ ] Other Fees: \_\_\_\_\_ \$ \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ \$ \_\_\_\_\_  
TOTAL: \$ 0

A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Robert H. Underwood  
Robert H. Underwood  
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Dated: September 7, 2004